

# House File 759 - Introduced

HOUSE FILE \_\_\_\_\_  
BY COMMITTEE ON REBUILD IOWA  
AND DISASTER RECOVERY

(SUCCESSOR TO HSB 181)

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

## A BILL FOR

1 An Act requiring counties and cities with flood hazard areas  
2 within their boundaries to participate in the national flood  
3 insurance program.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
5 TLSB 1727HV 83  
6 av/rj/5

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1 1 Section 1. NEW SECTION. 455B.262A NATIONAL FLOOD  
1 2 INSURANCE PROGRAM == PARTICIPATION REQUIRED.  
1 3 1. All counties and cities in this state that have an  
1 4 effective flood insurance rate map or flood hazard boundary  
1 5 map published by the federal emergency management agency that  
1 6 identifies a special flood hazard area within the political  
1 7 boundaries of the county or city shall meet the requirements  
1 8 for participation in the national flood insurance program  
1 9 administered by the federal emergency management agency on or  
1 10 before July 30, 2013.  
1 11 2. If a county or city does not currently have an  
1 12 effective flood insurance rate map or flood hazard boundary  
1 13 map published by the federal emergency management agency that  
1 14 identifies a special flood hazard area within the political  
1 15 boundaries of the county or city, the county or city shall  
1 16 have twenty months from the effective date of any future flood  
1 17 insurance rate map or flood hazard boundary map published by  
1 18 the federal emergency management agency to meet the  
1 19 requirements for participation in the national flood insurance  
1 20 program.  
1 21 3. Each county or city shall agree to manage flood hazard  
1 22 areas within its jurisdiction by adopting regulatory standards  
1 23 that meet or exceed statewide floodplain management standards  
1 24 and the minimum requirements of the national flood insurance  
1 25 program.  
1 26 4. The department shall assist counties and cities with  
1 27 developing and administering local floodplain management  
1 28 programs and with otherwise meeting the requirements for  
1 29 participation in the national flood insurance program.  
1 30 5. State participation in funding financial assistance  
1 31 under section 29C.6, subsection 17, paragraph "a", is  
1 32 contingent upon the county or city participating in the  
1 33 national flood insurance program pursuant to this section.  
1 34 Sec. 2. IMPLEMENTATION OF ACT. Section 25B.2, subsection  
1 35 3, shall not apply to this Act.

2 1 EXPLANATION  
2 2 This bill creates new Code section 455B.262A requiring all  
2 3 counties and cities in the state that have an effective flood  
2 4 insurance rate map or flood hazard boundary map published by  
2 5 the federal emergency management agency that identifies a  
2 6 special flood hazard area within their political boundaries to  
2 7 meet the requirements for participation in the national flood  
2 8 insurance program administered by the federal emergency  
2 9 management agency on or before July 30, 2013.  
2 10 If a city or county does not currently have an effective  
2 11 flood insurance rate map or flood hazard boundary map  
2 12 published by the federal emergency management agency that  
2 13 identifies a special flood hazard area within its political  
2 14 boundaries, the county or city has 20 months from the  
2 15 effective date of any future flood insurance rate map or flood  
2 16 hazard boundary map to meet the requirements for participation

2 17 in the national flood insurance program.  
2 18 Each county or city must agree to manage flood hazard areas  
2 19 within its jurisdiction by adopting regulatory standards that  
2 20 meet or exceed statewide floodplain management standards and  
2 21 the minimum standards of the national flood insurance program.  
2 22 The department of natural resources shall assist cities and  
2 23 counties with developing and administering local floodplain  
2 24 management programs and otherwise meeting the requirements of  
2 25 the national flood insurance program.  
2 26 State participation in funding financial assistance to a  
2 27 county or city pursuant to Code section 29C.6(17)(a) when  
2 28 federal financial assistance is available, is contingent upon  
2 29 the county or city participating in the national flood  
2 30 insurance program as required in new Code section 455B.262A.  
2 31 The bill may include a state mandate as defined in Code  
2 32 section 25B.3. The bill makes inapplicable Code section  
2 33 25B.2, subsection 3, which would relieve a political  
2 34 subdivision from complying with a state mandate if funding for  
2 35 the cost of the state mandate is not provided or specified.  
3 1 Therefore, political subdivisions are required to comply with  
3 2 any state mandate included in the bill.  
3 3 LSB 1727HV 83  
3 4 av/rj/5.1